

JOURNAL OF THE HOUSE.

Monday, August 12, 2013.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag. Pledge of allegiance.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Messrs. deMacedo of Plymouth and Calter of Kingston) congratulating Madison McCormack on receiving the Eagle Award of the Boy Scouts of America; Madison McCormack.

Resolutions (filed by Messrs. deMacedo of Plymouth and Calter of Kingston) congratulating Patrick Montolio on receiving the Eagle Award of the Boy Scouts of America; Patrick Montolio.

Resolutions (filed by Messrs. deMacedo of Plymouth and Calter of Kingston) congratulating Patrick Ohrenberger on receiving the Eagle Award of the Boy Scouts of America; and Patrick Ohrenberger.

Resolutions (filed by Ms. Peisch of Wellesley) honoring Colonel Timothy Q. Maples on his retirement from the United States Army Reserves; Timothy Q. Maples.

Mr. Binienda of Worcester, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. Koczera of New Bedford, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

Petitions severally were presented and referred as follows:

By Ms. Peake of Provincetown, a petition (accompanied by bill, House, No. 3622) of Sarah K. Peake and Daniel A. Wolf (by vote of the town) that the town of Orleans be authorized to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises. To the committee on Consumer Protection and Professional Licensure. Orleans,—liquor license.

By Mr. Markey of Dartmouth, a petition (accompanied by bill, House, No. 3623) of Christopher M. Markey (by vote of the town) that the town of Dartmouth be authorized to establish a cable PEG access enterprise fund; and Dartmouth,—enterprise fund.

By Mr. Markey of Dartmouth, a petition (accompanied by bill, House, No. 3624) of Christopher M. Markey (by vote of the town) relative to insurance eligibility of certain part time officials in the town of Dartmouth; Dartmouth,—insurance.

Severally to the committee on Municipalities and Regional Government.
Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

Junior operators.

By Mr. Cutler of Duxbury, a petition (subject to Joint Rule 12) of Josh S. Cutler and others relative to learner's permits and junior operator's licensing.

Veterans,—burial expenses.

By Mr. DiNatale of Fitchburg, a petition (subject to Joint Rule 12) of Stephen L. DiNatale relative to burial expenses for veterans.

Police animals,—protection.

By Mr. Heroux of Attleboro, a petition (subject to Joint Rule 12) of Paul R. Heroux and others relative to increasing the fine for harming police dogs or horses.

Agencies,—procurements.

By Mr. Heroux of Attleboro, a petition (subject to Joint Rule 12) of Paul R. Heroux and others relative to the procurement of products or services by state agencies or authorities.

Bell's Seasoning,—official seasoning.

By Mr. Murphy of Weymouth (by request), a petition (subject to Joint Rule 12) of Bob Tallent for legislation to designate Bell's Seasoning as the official seasoning of the Commonwealth.

Books,—sales tax.

By Representatives Turner of Dennis and Hogan of Stow, a petition (subject to Joint Rule 12) of Cleon H. Turner, Kate Hogan and others relative to a sales tax exemption for the sale of used books and other items sold by libraries for fundraising purposes.

Severally, under Rule 24, to the committee on Rules.

Paper from the Senate.

104th fighter wing fire department.

A Bill establishing the 104th fighter wing fire department (Senate, No. 1145, amended by striking out sections 13 and 16) (on a petition), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Reports of Committees.

April Robinson,—sick leave.

By Mr. Binienda of Worcester, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the petition of Todd M. Smola for legislation to establish a sick leave bank for April D. Robinson, an employee of the Department of Developmental Services. Under suspension of the rules, on motion of Mr. Smizik of Brookline, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

Paid family leave.

By Ms. Khan of Newton, for the committee on Children Families and Persons with Disabilities, on a petition, a Bill establishing paid family leave (House, No. 79).

Personal care attendant,—definition.

By the same member, for the same committee, on Senate, No. 66 and House, No. 148, a Bill to clarify the definition of a personal care attendant (House, No. 148).

PCA program.

By the same member, for the same committee, on a petition, a Bill relative to cueing and supervision in the PCA program (House, No. 158).

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

Handicapped accessibility.

By Ms. Khan of Newton, for the committee on Children Families and Persons with Disabilities, on a petition, a Bill relative to improving handicapped accessibility (House, No. 81).

By the same member, for the same committee, on a petition, a Bill relative to the Architectural Access Board (House, No. 82).

Architectural Access Board.

By the same member, for the same committee, on a petition, a Resolve creating a scholarship fund to further the study of developmental disabilities (House, No. 119, changed in section 1, in line 3, by striking out the year "2012" and inserting in place thereof the year "2014").

Developmental disabilities,—scholarships.

By the same member, for the same committee, on a joint petition, a Bill providing housing and support services to unaccompanied homeless youth (House, No. 135).

Homeless youth,—housing and support.

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the following matters ought to pass:

Senate Bills

Authorizing the Division of Capital Asset Management and Maintenance to grant an easement upon land of the Commonwealth located in the town of Ware to the Massachusetts Water Resources Authority (Senate, No. 1837); and

Ware,—land.

Relative to background checks (Senate, No. 1839);

Background checks.

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the following House bills be scheduled for consideration by the House:

Relative to cable PEG access enterprise fund (House, No. 1860); and

PEG funds.

Authorizing the town of Fairhaven to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (House, No. 3604) [Local Approval Received];

Fairhaven,—liquor license.

Under suspension of Rule 7A, in each instance, on motion of the Mr. Smizik of Brookline, the bills severally were read a second time forthwith; and they were ordered to a third reading.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the following House bills be scheduled for consideration by the House:

Relative to health insurance for elected officials in the town of Harwich (House, No. 1872) [Local Approval Received]; and

Harwich,—healthcare.

Authorizing the town of Fairhaven to grant an additional license for the sale of wines and malt beverages to be drunk on the premises (House, No. 3603) [Local Approval Received];

Fairhaven,—liquor license.

Under suspension of Rule 7A, in each instance, on motion of the Ms. Provost of Somerville, the bills severally were read a second time forthwith; and they were ordered to a third reading.

Emergency Measure.

The engrossed Bill establishing a sick leave bank for Nancy LeBlanc, an employee of the Department of Public Health (see House, No. 3502), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Nancy LeBlanc,—sick leave.

Nancy
LeBlanc,—
sick leave.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 7 to 0. Sent to the Senate for concurrence.

Bill
enacted.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Orders of the Day.

Wellesley,—
land.

The Senate amendment of the House Bill authorizing the town of Wellesley to convey a certain parcel of land for parking purposes (House, No. 3513), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

Third
reading
bill.

The Senate Bill revising the charter of the city of Pittsfield (Senate, No. 1803, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time; and it was passed to be engrossed, in concurrence.

House bills

Third
reading
bills.

Authorizing the town of Sunderland to continue the employment of Richard E. Dickinson as a call firefighter (House, No. 3286);

Providing for rent regulations and the control of evictions in manufactured housing communities in the town of Acushnet (House, No. 3458) (its title having been changed by the committee on Bills in the Third Reading);

Relative to the elderly and disabled taxation aid committee in the town of Harvard (House, No. 3498); and

Relative to the membership of the conservation commission of the town of Dedham (House, No. 3518);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Order.

Next
sitting.

On motion of Mr. DeLeo of Winthrop,—

Ordered, That when the House adjourns today, it adjourn to meet on Thursday next at eleven o'clock A.M.

At a quarter after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.